

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants** 

Ian A. McCabe, Hamid Habibi, Desaraju Varaprasad and Niall R. Lynam

Serial No.

10/533,762

Filing Date

May 4, 2005

For

**ELECTRO-OPTIC REFLECTIVE ELEMENT ASSEMBLY** 

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir or Madam:

## INFORMATION DISCLOSURE STATEMENT

In accordance with 37 CFR 1.51, 1.56, 1.97 and 1.98, Applicants submit herewith patents, publications or other information listed on attached Form PTO/SB/08A for consideration by the Examiner in connection with examination of the present application.

This Information Disclosure Statement is being filed: (a) within three months of the filing date of the national application; (b) within three months of the date of entry of the national stage as set forth in 37 CFR § 1.491 in the corresponding international application; or (c) before the Applicants are aware of any mailing date of a first Office Action on the merits, whichever occurs last.

This Information Disclosure Statement is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such. The present application and all of the references cited are commonly assigned, except U.S. Patent Nos. 6,320,282; 6,310,611; 6,002,544; 5,594,222; 5,117,346; 4,882,466; 4,588,267; 5,014,167; 5,207,492; 5,788,357; 6,831,268; 6,742,904; 6,737,629; 5,790,298; 2,263,382; 2,580,014; 3,266,016; 4,499,451; 4,623,222; 4,630,904; 4,721,364; 4,906,085; 5,183,099; 5,313,335; 5,354,965; 5,481,409; 5,509,606; 5,575,552; 5,587,699; 5,938,320; 6,005,724; 6,164,564; 6,257,746 B1; 6,260,608 B1; 6,356,376 B1; 6,512,624 B2; 6,615,438 B1; 6,669,109 B2; 6,719,215 B2; 5,689,370; 6111,684; 5,078,480; 4,773,740; 5,437,931; and U.S. Publication Nos. US2003/0101749 and US2004/0032638.

Applicants: Ian A. McCabe et al.

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Under 37 CFR 1.97, the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists.

An early and favorable action on the merits is respectfully requested.

Respectfully submitted,

IAN A. MCCABE ET AL.

By: Van Dyke, Gardner, Linn & Burkhart, LLP

Dated: November 17, 2005

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TAF/cm Enclosure

PTO/SB/08A (08-03)

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Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Shoot	1	of	7

Complete if Known					
Application Number	10/533,762				
Filing Date	May 4, 2005				
First Named Inventor	Ian A. McCabe				
Art Unit					
Examiner Name					
Attorney Docket Number	DON01 P-1116				

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2 (if known)</sup>			Figures Appear
		<sup>US-</sup> 6,065,840	05-23-2000	Caskey et al.	
		<sup>US-</sup> 5,751,489	05-12-1998	Caskey et al.	
		<sup>US-</sup> 5,535,056	07-09-1996	Caskey et al.	
		<sup>US-</sup> 5,178,448	01-12-1993	Adams et al.	
		<sup>US-</sup> 5,649,756	07-22-1997	Adams et al.	
		<sup>US-</sup> 6,329,925	12-11-2001	Skiver et al.	
		<sup>US-</sup> 6,501,387	12-31-2002	Skiver et al.	
		<sup>US-</sup> 6,318,870	11-20-2001	Spooner et al.	
		<sup>US-</sup> 5,327,288	07-05-1994	Wellington et al.	
		<sup>US-</sup> 4,948,242	08-14-1990	Desmond et al.	
		<sup>US-</sup> 4,826,289	05-02-1989	Vandenbrink et al.	
		<sup>US-</sup> 4,436,371	03-13-1984	Wood et al.	
		<sup>US-</sup> 4,435,042	06-03-1984	Wood et al.	
		<sup>US-</sup> 6,428,172	08-06-2002	Hutzel et al.	
		<sup>US-</sup> 6,642,851	11-04-2003	DeLine et al.	
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		IGN PATENT DOCL	JMENTS		
Examiner Cite Initials* No.1 Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages		
-	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T <sup>6</sup>
	WO 2004/058540 A3	07-15-2004	Donnelly Corp.		
	WO 2004/103772 A2	12-02-2004	Donnelly Corp.		
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Signature	Considered	
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INFORMATION DISCLOSURE	Application Number	10/533,762	
INFORMATION DISCLOSURE	Filing Date	May 4, 2005	
	First Named Inventor	Ian A. McCabe	
STATEMENT BY APPLICANT	Art Unit		
(Use as many sheets as necessary)	Examiner Name		

Sheet 2

Attorney Docket Number DON01 P-1116

Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		<sup>US-</sup> 5,115,346	05-19-1992	Lynam	
		<sup>US-</sup> 5,355,245	10-11-1994	Lynam	
·		<sup>US-</sup> 5,523,877	06-04-1996	Lynam	
		<sup>US-</sup> 4,588,267	05-13-1986	Pastore	
		<sup>US-</sup> 5,014,167	05-07-1991	Roberts	
		<sup>US-</sup> 5,207,492	05-04-1993	Roberts	
		<sup>US-</sup> 5,788,357	08-04-1998	Muth et al.	
		<sup>US-</sup> 5,587,236	12-24-1996	Agrawal et al.	
_		<sup>US-</sup> 6,286,965 B1	09-11-2001	Caskey et al.	
		<sup>US-</sup> 6,196,688 B1	03-06-2001	Caskey et al.	
		<sup>US-</sup> 5,179,471	01-12-1993	Caskey et al.	
		<sup>US-</sup> 5,922,176	07-13-1999	Caskey	
		<sup>US-</sup> 20050078389 A1	04-14-2005	Kulas et al.	
		<sup>US-</sup> 20040264011 A1	12-30-2004	Lynam	
		<sup>US-</sup> 20040032638 A1	02-19-2004	Tonar et al.	
		US-			

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Examiner Cite F	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages		
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Substitute for form 1449/PTO		Complete if Known			
		Application Number	10/533,762	i	
18	FORMATION DISCLOSURE	Filing Date	May 4, 2005	Ī	
		First Named Inventor	Ian A. McCabe		
S	TATEMENT BY APPLICANT	Application Number 10/5  Filing Date May  First Named Inventor Ian  Art Unit  Examiner Name		_	
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Sheet	3 of 7	Attorney Docket Number	DON01 P-1116	J	

Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
Initials* No.1	No.1	Number-Kind Code <sup>2 (d known)</sup>	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
		<sup>US-</sup> 6,690,268 B2	02-10-2004	Schofield et al.	
		<sup>US-</sup> 6,627,918 B2	09-30-2003	Getz et al.	
		<sup>US-</sup> 6,320,282 B1	11-20-2001	Caldwell	
		<sup>US-</sup> 6,310,611 B1	10-30-2001	Caldwell	
		<sup>US-</sup> 6,178,034 B1	01-23-2001	Allemand et al.	
-		<sup>US-</sup> 6,154,306	11-28-2000	Varaprasad et al.	
		<sup>US-</sup> 6,002,544	12-14-1999	Yatsu	
	1	<sup>US-</sup> 6,001,486	12-14-1999	Varaprasad et al.	
		<sup>US-</sup> 5,910,854	06-08-1999	Varaprasad et al.	
		<sup>US-</sup> 5,724,187	03-03-1998	Varaprasad et al.	
		<sup>US-</sup> 5,668,663	09-16-1997	Varaprasad et al.	
		<sup>US-</sup> 5,610,756	03-11-1997	Lynam et al.	
		<sup>US-</sup> 5,594,222	01-14-1997	Caldwell	
		<sup>US-</sup> 5,567,360	10-22-1996	Varaprasad et al.	
		<sup>US-</sup> 5,525,264	06-11-1996	Cronin et al.	
		<sup>US-</sup> 5,446,576	08-29-1995	Lynam et al.	
		<sup>US-</sup> 5,406,414	04-11-1995	O'Farrell et al.	
		<sup>US-</sup> 5,253,109	10-12-1993	O'Farrell et al.	
		<sup>US-</sup> 5,151,824	09-29-1992	O'Farrell	

		FORE	<b>IGN PATENT DOCU</b>	MENTS		
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Substitute for form	1449/PTO		Complete if Known			
		Application Number	10/533,762			
INICODMA	ATION DISCLOSURE	Filing Date	May 4, 2005			
		First Named Inventor	Ian A. McCabe			
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(Use a	as many sheets as necessary)	Examiner Name				
Sheet 4	of 7	Attorney Docket Number	DON01 P-1116			

Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
Initials*	No.1	Number-Kind Code <sup>2 (d known)</sup>	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevan Figures Appear
		<sup>US-</sup> 5,151,816	09-29-1992	Varaprasad et al.	
		<sup>US-</sup> 5,142,407	08-25-1992	Varaprasad et al.	
		<sup>US-</sup> 5,140,455	08-18-1992	Varaprasad et al.	
		<sup>US-</sup> 5,117,346	05-26-1992	Gard	
		<sup>US-</sup> 5,076,673	12-31-1991	Lynam et al.	
		<sup>US-</sup> 5,073,012	12-17-1991	Lynam	
		<sup>US-</sup> 4,882,466	11-21-1989	Friel	
		<sup>US-</sup> 4,712,879	12-15-1987	Lynam et al.	
		<sup>US-</sup> 5,066,112	11-19-1991	Lynam et al.	
		<sup>US-</sup> 5,808,777	09-15-1998	Lynam et al.	
_		<sup>US-</sup> 2004/0032676 A1	02-19-2004	Drummond et al.	
		<sup>US-</sup> 2003/0043589 A1	03-06-2003	Blank	
		<sup>US-</sup> 2002/0159270 A1	10-31-2002	Lynam et al.	
		<sup>US-</sup> 2005/0195488 A1	09-08-2005	McCabe et al.	
		<sup>US-</sup> 6,245,262 B1	06-12-2001	Varaprasad et al.	
		<sup>US-</sup> 4,679,906	07-14-1987	Brandenburg	
		<sup>US-</sup> 5,669,698	09-23-1997	Veldman et al.	
		<sup>US-</sup> 6,172,613 B1	01-09-2001	DeLine et al.	
		<sup>US-</sup> 6,449,082 B1	09-10-2002	Agrawal et al.	

FOREIGN PATENT DOCUMENTS								
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		WO 2004/026633 A2	04-01-2004	McCabe et al.				
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	(Use as many st	neets as necessary)	Examiner Name				
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		<sup>US-</sup> 6,824,281 B2	11-30-2004	Schofield et al.	
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		<sup>US-</sup> 6,737,629 B2	05-18-2004	Nixon et al.	
		<sup>US-</sup> 6,648,477 B2	11-18-2003	Hutzel et al.	
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		<sup>US-</sup> 6,420,036 B1	07-16-2002	Varaprasad et al.	
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		<sup>US-</sup> 6,207,083 B1	03-27-2001	Varaprased et al.	
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		<sup>US-</sup> 5,790,298	08-04-1998	Tonar	
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		<sup>ÜŜ-</sup> 5,233,461	08-03-1993	Dornan et al.	
		<sup>US-</sup> 5,193,029	03-09-1993	Schofield et al.	
		<sup>US-</sup> 5,066,112	11-19-1991	Lynam et al.	
		<sup>US-</sup> 4,882,565	11-21-1989	Gallmeyer	
		<sup>US-</sup> 4,799,768	01-24-1989	Gahan	
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	FOREIGN PATENT DOCUMENTS								
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Complete if Known Substitute for form 1449/PTO Application Number 10/533,762 May 4, 2005 Filing Date INFORMATION DISCLOSURE First Named Inventor Ian A. McCabe STATEMENT BY APPLICANT Art Unit (Use as many sheets as necessary) **Examiner Name** 

Attorney Docket Number

Sheet 6

of 7

				DOCUMENTS		
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear	
		<sup>US-</sup> D493,394 S	07-27-2004	Lawlor et al.		
		<sup>US-</sup> 2004/0032675 A1	02-19-2004	Weller et al.		
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Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	l		
•		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Ĺ		
		EP 0356099 A2	02-28-1990	Yamada et al.				
		JP 362075619 A	04-07-1987	Tomita				
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Substitute for form 1449/PTO		Complete if Known				
Çub.	3446 101 10111 1445/1 10	Application Number	10/533,762			
IN	ECOMATION DISCLOSURE	Filing Date	May 4, 2005	_		
	INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)	First Named Inventor	Ian A. McCabe			
S		Art Unit		_		
(Use as many sheets as necessary)		Examiner Name		_		
Sheet	7 of 7	Attorney Docket Number	DON01 P-1116	J		

				DOCUMENTS	
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